THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.17506 of 2006

Date: 11th September, 2006

Between :-

A.Srinivas .. Petitioner

And

The District Collector, Ranga Reddy
And 3 others ..
Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.17506 of 2006

ORDER:-

This Court ordered *notice before admission* on 23-8-2006. Sri P.Srinivasa Rao entered appearance and counter affidavit is filed on behalf of the 4th respondent.

The Writ Petition is filed for a Writ of Mandamus declaring the action of the respondents in not taking any action for disqualification of 4th respondent under Section 19 (3) of A.P.Gram Panchayat Act 1994 as Sarpanch of Anantharam Gram Panchayat, Shameerpet Manda, Ranga Reddy District as arbitrary, illegal, unjust and contrary to the principles of the Act and pass such other suitable orders.

Several factual details had been narrated in the affidavit filed in support of the Writ Petition. In the counter affidavit filed on behalf of the 4th respondent also certain allegations had been denied and certain further factual details had been narrated. In view of the facts and circumstances, this Court is of the considered opinion that the petitioner is having a remedy by way of Election Petition and hence liberty is given to the petitioner to approach the appropriate Election Tribunal, if the petitioner is so advised. It is also needless to say that the petitioner is at liberty to invoke the other provisions of

A.P.Panchayat Raj Act in accordance with law, if the petitioner is so advised in relation to the disqualification. The Writ Petition is disposed of accordingly. No order as to costs.

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Justice P.S.Narayana

11th September, 2006

smr